

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

----- X  
2006 FRANK CALANDRA, JR. IRREVOCABLE  
TRUST; ET AL.,

Plaintiffs,

- against -

SIGNATURE BANK CORPORATION AND  
CUSHNER & GARVEY, LLP,

Defendants.


----- X  
GEORGE B. DANIELS, United States District Judge:

That portion of Defendant Signature Bank's summary judgment motion to dismiss the claim of breach of covenant of good faith and fair dealing is granted. Defendant Signature Bank's summary judgment motion is denied in all other respects.

Plaintiff's motion to dismiss defendant Signature Bank's counterclaims is granted.

Dated: New York, New York  
April 14, 2010

SO ORDERED:

  
\_\_\_\_\_  
GEORGE B. DANIELS  
United States District Judge